

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

STATE OF OKLAHOMA, ex rel, W.A. DREW)	
EDMONDSON, in his capacity as ATTORNEY)	
GENERAL OF THE STATE OF OKLAHOMA <i>et al.</i> ,)	
)	
Plaintiff,)	Case No. 4:05-CV-329-JOE-SAJ
)	
v.)	
)	
TYSON FOODS, INC <i>et al.</i> ,)	
)	
Defendants,)	
)	
and)	
)	
PETERSON FARMS, INC., <i>et al.</i>)	
)	
Third-Party Plaintiffs,)	
)	
v.)	
)	
BRIAN R. BERRY d/b/a TOWN BRANCH GUEST)	
RANCH, <i>et al.</i> ,)	
)	
Third-Party Defendants.)	

**PLAINTIFF'S UNOPPOSED MOTION
FOR LEAVE TO EXCEED PAGE LIMITATIONS**

COMES NOW Plaintiff, the State of Oklahoma, ex rel, W.A. Drew Edmondson, in his capacity as Attorney General of the State of Oklahoma ("Plaintiff") pursuant to Fed.R.Civ.P. 7(b) and Local Civil Rule 7.1(c) and hereby submits its Unopposed Motion for Leave of Court to Exceed the Page Limitations set forth therein in responding to Defendant Tyson Foods, Inc.'s Motion to Dismiss Counts Four through Ten of the First

Amended Complaint, filed October 3, 2005, docket entry No. 66, to Cobb-Vantress, Inc.'s Motion to Dismiss Counts Four, Six, Seven, Eight, Nine and Ten of the First Amended Complaint, filed October 3, 2005, docket entry No. 67, and to Peterson Farms, Inc.'s Motion to Dismiss filed October 3, 2005, docket entry No. 75.

In support of this Motion, Plaintiff submits:

1. Counsel for Plaintiff has conferred with counsel for defendants Tyson Foods, Inc., Cobb-Vantress and Peterson and neither objects to the filing or granting of this Motion.

2. Plaintiff filed its Complaint against Defendants on June 13, 2005, and filed its First Amended Complaint on August 19, 2005. Even though Defendants were not served at the initial filing, Plaintiff, at that time, provided Defendants with a copy of its initial Complaint.

3. Service was accomplished on Defendants on or about August 22, 2005.

4. Defendants requested an extension of time within which to answer or otherwise respond and further requested leave to exceed page limitations by filing briefs not to exceed forty-five (45) pages in length. Neither request was opposed by Plaintiff.

5. The Tyson Foods, Cobb-Vantress and Peterson briefs are lengthy and involve complex legal issues, necessitating full exposition and response. Plaintiff seeks leave to exceed the page limitations for response briefs by an additional twenty (20) pages. Each of Plaintiff's response briefs will not exceed forty-five (45) pages in length.

This Court previously granted an Order allowing Defendants such an extension which was unopposed by Plaintiff. Likewise, Defendants do not oppose Plaintiff's requests herein.

WHEREFORE, Plaintiff prays that this Court enter an Order granting Plaintiff permission to exceed the page limitations set forth for response briefs, not to exceed forty-five (45) pages in each of Plaintiff's responses to the Tyson Foods Motion, Docket No. 66, Cobb-Vantress Motion, Docket No. 67, and the Peterson Motion, Docket No. 75.

Respectfully submitted,



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THE STATE OF OKLAHOMA

CERTIFICATE OF SERVICE

I hereby certify that on November 14, 2005, I electronically transmitted the attached document to the Clerk of Court using the ECF System for filing. Based on the electronic records currently on file, the Clerk of Court will transmit a Notice of Electronic filing to the following ECF registrants:

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